



U.S. Department of Justice

Environment and Natural Resources Division

JCC:JRG  
90-11-3-608A

Environmental Enforcement Section  
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January 17, 1996

Stuart J. O'Hare  
Clerk of the Court  
United States District for the  
Southern District of Illinois  
301 W. Main Street  
Benton, IL 62812

Att'n: Civil Clerk's Office

Re: United States v. NL Industries, Inc., et al.  
Civ. No. 91-578-JLF  
DOJ # 90-11-3-608A

Dear Mr. O'Hare:

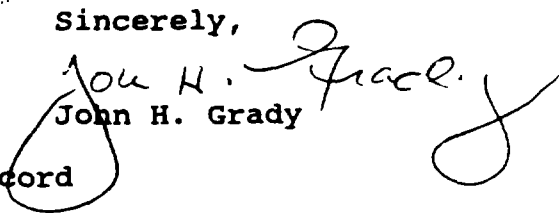
Enclosed please find for filing the original and one copy of the following documents to be filed on behalf of the United States in the above referenced action:

1. UNITED STATES' UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE BRIEF REGARDING SCOPE OF REVIEW
3. CERTIFICATE OF SERVICE

Could you please file the enclosed with the Court and return a file-stamped copy for my records. I have enclosed a self-addressed envelope for your convenience.

I thank you for your assistance, please feel free to contact me with any questions.

Sincerely,

  
John H. Grady

cc: All Counsel of Record

EPA Region 5 Records Ctr.



258697

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,  
Plaintiff,

v.

NL INDUSTRIES, INC., et al.,  
Defendants,

and

CITY OF GRANITE CITY, ILLINOIS, =  
LAFAYETTE H. HOCHULI, and  
DANIEL M. McDOWELL,

Intervenor-Defendants.

C.A. No. 91-CV578-JLF

UNITED STATES' UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE BRIEF REGARDING SCOPE OF REVIEW

The United States of America, on behalf of the United States Environmental Protection Agency ("U.S. EPA"), hereby moves for an extension of time to file its brief regarding the Appropriate Scope of Review for issues to be resolved in this case. The reasons for this request are as follows:

(1) Pursuant to an agreement between the parties, and approval by this Court, as subsequently amended, Defendants' were allowed until December 15, 1995 to file their brief. The United States' brief was to be due on or about January 26, 1996.

(2) As the Court is probably aware, from December 15, 1995, until January 6, 1996, much of the Federal Government, including the Department of Justice and U.S. EPA, was shutdown due an impasse in budget negotiations within Congress and between the executive branch.

(3) Although the budget impasse was temporarily resolved on January 6, 1996, due to a weather emergency in the Washington D.C. area, the federal government offices in the Washington D.C. remained closed, with one exception, until yesterday, January 16, 1996. That is, out of the last 30 days, much of the Federal Government, including the Department employing counsel for the United States in this matter, was fully operating only one day.

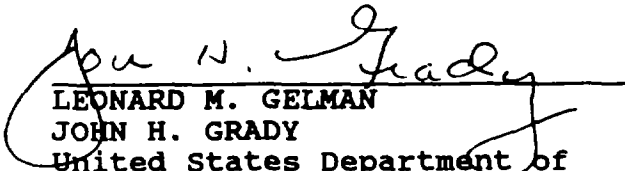
(4) In light of the budget impasse and the weather related emergency, the United States respectfully requests a reasonable extension to file its brief regarding the Appropriate Scope of Review for issues to be resolved in this case.

(5) Counsel for all Defendants have agreed to this request.

(6) We therefore request an extension of time to file the United States' brief regarding the Appropriate Scope of Review until and including February 23, 1996.

Respectfully submitted,

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,

Plaintiff,

v.

NL INDUSTRIES, INC., et al.,

Defendants,

and

CITY OF GRANITE CITY, ILLINOIS,

LAFAYETTE H. HOCHULI, and

DANIEL M. McDOWELL,

Intervenor-Defendants.

Civ. No. 91-CV578-JLF

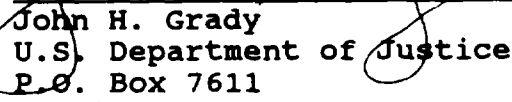
CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that on January 17, 1996, a copy of the United States' Unopposed Motion for Extension of Time to File Brief Regarding Scope of Review was sent by overnight mail to the Court and via facsimile and U.S. Mail to:

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and by U.S. Mail, postage prepaid, to all other counsel of record on the attached service list.

  
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**U.S. v. NL Industries, Inc., et al.**  
(90-11-3-608A)

(CIV. NO. 91-578-JLF)

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